

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

THOMAS S. MANFRE,

Plaintiff,

V.

**JEROME MAY, WILLIAM MAY,
DAVID MAY, and R&M FREIGHT,
INC.,**

Defendants.

Case No. 08 C 1281

Judge Matthew F. Kennelly

R&M FREIGHT, INC.,

Magistrate Judge Michael T. Mason

Defendant/Counter-Plaintiff,

V.

THOMAS S. MANFRE,

Plaintiff/Counter-Defendant.

NOTICE OF MOTION

TO: Simon J. Hill
Ethan F. Hayward
LOWIS & GELLEN LLP
200 W. Adams St., Suite 1900
Chicago, IL 60606

Fredric A. Cohen
Andrew P. Bleiman
CHENG COHEN LLC
1101 W. Fulton Market, Suite 200
Chicago, IL 60607

PLEASE TAKE NOTICE that on Wednesday, May 7, 2008, at 9:30 a.m., or as soon thereafter as counsel may be heard, we will appear before Judge Matthew F. Kennelly, in Courtroom 2103 at 219 South Dearborn Street, Chicago, Illinois, and then and there present **PLAINTIFF'S MOTION TO DISMISS DEFENDANT R&M'S COUNTERCLAIMS**, a copy of which is hereby served upon you.

Dated: May 2, 2008

Respectfully submitted,

THOMAS S. MANFRE

By: s/ Max A. Stein
One of His Attorneys

Matthew J. O'Hara (Atty. No. 6237795)
Max A. Stein (Atty. No. 6275993)
REED SMITH LLP
10 S. Wacker Drive
Chicago, IL 60606
(312) 207-1000

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CERTIFICATE OF SERVICE

I, Max A. Stein, state that on May 2, 2008, I electronically filed the foregoing **NOTICE OF MOTION** with the Clerk of the Court using the ECF system which will send notification to all parties.

s/ Max A. Stein
Max A. Stein (Atty. No. 6275993)
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